## ARIZONA GAME AND FISH COMMISSION

# SUMMARY OF RULES AND SUBSTANTIVE POLICY STATEMENTS

## **DECEMBER 5, 2014**

## ARTICLE 1. DEFINITIONS AND GENERAL PROVISIONS

#### R12-4-101. Definitions

This Section provides definitions and explanations for terms used throughout A.A.C. Title 12, Chapter 4 and Commission Orders that establish hunting and fishing seasons.

# R12-4-102. License, Permit, Stamp, and Tag Fees

This Section prescribes fees and fee requirements for licenses, permits, stamps, and tags offered by the Department, within statutory confines, to meet Department operating expenditures and wildlife conservation.

## **R12-4-103.** Duplicate Tags and Licenses

This Section prescribes the method employed for obtaining duplicate licenses or tags when the original was unused and was lost, destroyed, mutilated, or otherwise unusable; or when the original tag was placed on a harvested animal that was subsequently condemned and surrendered to a Department employee under R12-4-112(C).

# R12-4-104. Application Procedures for Issuance of Hunt Permit-tags by Drawing and Purchase of Bonus Points

This Section establishes application procedures for the issuance of a hunt permit-tag; meaning a tag for a hunt for which the Commission has assigned a hunt number.

#### R12-4-105. License Dealer's License

This Section establishes the definitions, applicant criteria, application procedure, license-holder requirements, and the authorized and prohibited activities for a license dealer's license authorizing outlets, other than Department offices, to sell licenses while protecting the Department's license sales revenue.

## R12-4-106. Licensing Time-frames

In compliance with A.R.S. § 41-1073, This Section establishes the overall time-frame during which the Department shall grant or deny license applications regulated under A.R.S. Title 17.

#### R12-4-107. Bonus Point System

This Section provides a way to improve the drawing odds for previously unsuccessful applicants for bonus point species within statutory and regulatory confines of and the rules under A.R.S. Title 17 and A.A.C. Title 12.

## **R12-4-108.** Management Unit Boundaries

This Section establishes game management unit boundaries which are designated for the preservation and management of wildlife.

## **R12-4-109.** Approved Trapping Education Course Fee

This Section establishes the maximum fee a provider may charge for a trapping education course.

#### **R12-4-110.** Posting and Access to State Lands

This Section prescribes standards of conduct, for State Trust Lands, by licensed sportsmen and land owners. This Section also establishes the Commission's criteria for allowing the closure of roads leading to hunting and fishing areas.

## **R12-4-111.** Identification Number

This Section prescribes the procedures necessary to obtain the identification number assigned to each applicant or licensee by the Department.

#### R12-4-112. Diseased, Injured, or Chemically Immobilized Wildlife

This Section establishes the Director's authority to authorize Department employees to condemn a lawfully taken animal that is unfit for consumption and issue a duplicate tag, allowing the hunter to take another permitted animal.

## **R12-4-113.** Small Game Depredation Permit

This Section establishes the authorized activities that may be conducted under a small game depredation permit, as authorized by A.R.S. § 17-239(A), which allows any person suffering property damage to exercise all reasonable measures to alleviate the damage except injuring or killing of game mammals, game birds, or wildlife protected under federal law, unless authorized by A.R.S. § 17-239 (D).

# R12-4-114. Issuance of Nonpermit-tags and Hunt Permit-tags

This Section prescribes the composition of hunt permit-tags, conditions under which the Commission may issue tags, application procedures, and reserved percentages for bonus point and nonresident applicants.

## **R12-4-115.** Supplemental Hunts and Hunter Pools

This Section establishes the Commission's authority to create supplemental hunts intended to achieve management objectives when those objectives are not being reached through the regular season structures.

### **R12-4-116.** Reward Payments

This Section prescribes the schedule of rewards offered to motivate individuals to report violations that would not otherwise be detected by peace officers and provide information that will result in the arrest of a perpetrator when a case cannot otherwise be resolved.

# **R12-4-117.** Indian Reservations

This Section establishes that Native American reservations are excluded from the Arizona Game and Fish licensing jurisdiction while ensuring that officers retain the right to inspect wildlife being transported or possessed in the state outside the reservation boundaries to verify that no state laws have been violated.

#### **R12-4-118.** Repealed

# R12-4-119. Arizona Game and Fish Department Reserve

This Section establishes the requirements and duties for commissioned reserve officers and noncommissioned reserve volunteers for the purposes stated in A.R.S. § 17-214(B).

# R12-4-120. Issuance, Sale, and Transfer of Special Big Game License Tags

This Section prescribes the application and issuance procedures for the three special big game license tags authorized under A.R.S. § 17-346; including the selection criteria for choosing applicants who are awarded such tags.

## **R12-4-121.** Big Game Permit or Tag Transfer

This Section prescribes the requirements and procedure that a parent, grandparent, or legal guardian may use to transfer a big game permit or tag to their minor child or grandchild, or an individual may use to transfer a big game permit or tag to a non-profit organization that provides opportunities and experiences to children with life-threatening medical conditions, in order to encourage youth participation in hunts that require a permit-tag.

# R12-4-122. Handling, Transportation, Processing, and Storing of Game Meat Given to Public Institutions and Charitable Organizations

This Section establishes the specific guidelines for the donation of game meat; which includes: wildlife game species that may be donated, who can handle the game meat, and the process for inspecting and donating the game meat.

## **R12-4-123.** Expenditure of Funds

This Section establishes the Director's authority to expend funds from specific sources within prescribed guidelines and to require that the Director ensure that Department infrastructure complies with those guidelines.

## **R12-4-124.** Reserved

## R12-4-125. Emergency Expired

# **ARTICLE 2. MISCELLANEOUS LICENSES AND PERMITS**

#### R12-4-201. Pioneer License

This Section establishes the eligibility criteria and application procedures for a pioneer license and the activities for which the license is authorized.

## R12-4-202. Disabled Veteran's License

This Section establishes the eligibility criteria and application procedures for the Disabled Veteran's License and the activities for which the license is authorized.

# R12-4-203. National Harvest Information Program (HIP); State Waterfowl and Migratory Bird Stamp

This Section establishes the application procedures, authorized activities, and reporting requirements for the waterfowl and state migratory bird stamps in compliance with the federally mandated National Harvest Information Program (HIP) administered by the United States Fish and Wildlife Service (USFWS).

## **R12-4-204.** Repealed

# R12-4-205. Honorary Scout; Reduced Fee Youth Class F License

This Section establishes the eligibility criteria and application procedures for an Honorary Scout Youth Class F license.

## R12-4-206. General Hunting License; Exemption

This Section establishes the eligibility criteria, exemptions, and application procedures for a hunting license and the activities for which the license is authorized.

# **R12-4-207.** General Fishing License; Exemption

This Section establishes the eligibility criteria, exemptions, and application procedures for a fishing license and the activities for which the license is authorized.

#### R12-4-208. Guide License

This Section establishes the definitions, applicant criteria, application procedure, license-holder requirements, and the authorized and prohibited activities for a guide license.

## R12-4-209. Community Fishing License; Exemption

This Section establishes the eligibility criteria, exemptions, and application procedures for a community fishing license and the activities for which the license is authorized.

## R12-4-210. Combination Hunting and Fishing License; Exemption

This Section establishes the eligibility criteria, exemptions, and application procedures for a combination hunting and fishing license and the activities for which the license is authorized.

## R12-4-211. Lifetime License

This Section establishes the eligibility criteria, fees, and application procedures for a lifetime license and the activities for which the license is authorized.

#### R12-4-212. Benefactor License

This Section establishes the eligibility criteria, fees, and application procedures for a benefactor license and the activities for which the license is authorized.

## R12-4-213. Hunt Permit-tags and Nonpermit-tags

This Section establishes the application procedures and requirements for hunt permit-tags and nonpermit-tags.

## **R12-4-214.** Apprentice License

This Section establishes the eligibility criteria and application procedures for an apprentice license and the activities for which the license is authorized.

# **R12-4-215.** Youth Group Two-day Fishing License

This Section establishes the eligibility criteria and application procedures for a youth group two-day fishing license and the activities for which the license is authorized.

## R12-4-216. Crossbow Permit

This Section establishes the definitions, applicant criteria, application procedure, permit-holder requirements, and the authorized and prohibited activities for a crossbow permit.

### R12-4-217. Challenged Hunters Access/Mobility Permit (CHAMP)

This Section establishes the definitions, applicant criteria, application procedure, permit-holder requirements, and the authorized and prohibited activities for a Challenged Hunters Access/Mobility Permit (CHAMP).

## **R12-4-218.** Repealed

# R12-4-219. Renumbered

#### **R12-4-220.** Repealed

## ARTICLE 3. TAKING AND HANDLING OF WILDLIFE

#### R12-4-301. Definitions

This Section provides definitions and explanations for terms used throughout A.A.C. Title 12, Chapter 4, Article 11 to aid in understanding the objective of the Article 11 rules.

# **R12-4-302.** Use of Tags

This Section prescribes the requirements for possession and use of tags in the field.

## R12-4-303. Unlawful Devices, Methods, and Ammunition

This Section establishes the devices, methods, and ammunition that are unlawful for taking any wildlife in Arizona.

## R12-4-304. Lawful Methods for Taking Wild Mammals, Birds, and Reptiles

This Section prescribes lawful devices and methods that an individual may use to take wild mammals, birds, and reptiles during seasons prescribed by Commission Order, and subject to the restrictions prescribed by R12-4-303, R12-4-309, and R12-4-318.

# R12-4-305. Possessing, Transporting, Importing, Exporting, and Selling Carcasses or Parts of Wildlife

This Section aids in conserving wildlife resources by prescribing the methods and requirements for lawful possession, transport, import, export, or sale of wildlife.

#### **R12-4-306.** Buffalo Hunt Requirements

This Section prescribes the rules of practice governing buffalo hunts; conducted by the Department to harvest buffalo according to management objectives and land-carrying capacity.

## R12-4-307. Trapping Regulations: Licensing; Methods; Tagging of Bobcat Pelts

This Section regulates trapping in a manner that is fair and precise with the utmost regard for wildlife management principles and public safety.

# R12-4-308. Wildlife Inspections, Check Stations, and Roadblocks

This Section establishes the authority and prescribes the procedures for wildlife inspections, check stations and roadblocks.

#### R12-4-309. Authorization for Use of Drugs on Wildlife

This Section establishes regulatory measures for the use of drugs on wildlife including, but not limited to, fertility drugs, growth hormones, and tranquilizers.

# **R12-4-310.** Fishing Permits

This Section establishes a no-fee fishing permit for governmental agencies and non-profit organizations that provide rehabilitation and treatment services for persons with disabilities. The permit allows these agencies and organizations to provide unlicensed fishing opportunities to persons with physical, developmental, or mental disabilities.

# R12-4-311. Exemptions from Requirement to Possess an Arizona Fishing or Hunting License While Taking Wildlife

This Section establishes the exemptions from fishing and hunting license requirements.

### **R12-4-312.** Repealed

## R12-4-313. Lawful Methods of Taking Aquatic Wildlife

This Section prescribes the lawful methods for taking for aquatic wildlife; designed to provide for maximum recreational opportunity while not detrimentally impacting the resource.

### **R12-4-314.** Repealed

### R12-4-315. Possession of Live Fish; Unattended Live Boxes and Stringers

This Section establishes the methods and requirements that allow necessary temporary possession of live fish while conserving aquatic wildlife resources.

# R12-4-316. Possession, Transportation, or Importation of Live Baitfish, Crayfish or Waterdogs

This Section establishes requirements and methods designed to control the introduction of undesirable species and to lessen the probability of baitfish, crayfish, and waterdogs (larval salamanders) being released in waters where they would establish populations that compete with existing and native aquatic wildlife.

# R12-4-317. Seasons for Lawfully Taking Fish, Mollusks, Crustaceans, Amphibians, and Aquatic Reptiles

This Section prescribes the restrictions and requirements for various hunt structures that allow the Department to achieve management goals for the preservation and harvest of aquatic wildlife, while providing for maximum wildlife oriented recreational opportunities for the public.

# R12-4-318. Seasons for Lawfully Taking Wild Mammals, Birds, and Reptiles

This Section prescribes the restrictions and requirements for various hunt structures that allow the Department to achieve management goals for the preservation and harvest of aquatic wildlife, while providing for maximum wildlife oriented recreational opportunities for the public.

## R12-4-319. Use of Aircraft to Take Wildlife

This Section regulates the use of aircraft for hunting or harassing wildlife, by prohibiting the use of aircraft for locating big game 48 hours before the opening of a season, and the use of aircraft for locating big game during open seasons.

#### R12-4-320. Harassment of Wildlife

This Section prohibits the use of vehicles for hunting or harassing wildlife.

## R12-4-321. Restrictions for Taking Wildlife in City, County, or Town Parks and Preserves

This Section establishes that all city, county, and town parks and preserves are closed to hunting, unless authorized by Commission Order; and further states that a city, county, or town may impose additional restrictions when not in conflict with a Commission Order or rule.

#### R12-4-322. Pickup and Possession of Wildlife Parts

This Section establishes the authority to allow an individual to pick up and possess naturally shed antlers, horns or other wildlife parts that are not fresh without a permit or Department inspection.

# **ARTICLE 4. LIVE WILDLIFE**

#### **R12-4-401.** Live Wildlife Definitions

This Section provides definitions and explanations for terms used throughout A.A.C. Title 12, Chapter 4, Article 4 to aid in understanding the objective of the Article 4 rules.

## R12-4-402. Live Wildlife: Unlawful Acts

To aid in the protection and conservation of the state's wildlife resources, this Section establishes activities involving live wildlife that are unlawful, unless exempted under 12 A.A.C. 4 or A.R.S. Title 3, Chapter 16.

# R12-4-403. Escaped or Released Live Wildlife

This Section establishes the Department's authority to take escaped or released wildlife that poses an actual or potential threat to native wildlife, or to the safety, health, and welfare of the public.

# R12-4-404. Possession of Live Wildlife Taken Under an Arizona Hunting or Fishing License

This Section establishes the activities, allowed and prohibited, for an individual possessing a hunting or fishing license and regulates the take and disposition of live wildlife when a live bag and possession limit is specified by way of a Commission Order.

# R12-4-405. Importing, Purchasing, and Transporting Live Wildlife Without an Arizona License or Permit

This Section establishes the restrictions and lawful activities for importing, purchasing, and transporting wildlife or the offspring of wildlife, taken without a Department license or permit, to promote the state's wildlife resources or the public health, welfare, and safety.

# R12-4-406. Restricted Live Wildlife

This Section provides a list of live wildlife for which a special license is required to engage in activities normally prohibited under A.R.S. § 17-306 and R12-4-402.

## R12-4-407. Exemptions from Special License Requirements for Restricted Live Wildlife

This Section establishes the activities and circumstances under which special license requirements for restricted live wildlife are waived when those activities do not endanger the state's wildlife resources or the public health, welfare, and safety.

## R12-4-408. Holding Wildlife for the Department

This Section lists the circumstances and restrictions that enable a Game Ranger to authorize an individual to possess and transport live wildlife needed as evidence in pending legal proceedings without a special license.

## **R12-4-409.** General Provisions and Penalties for Special Licenses

This Section prescribes the common application procedures, license requirements and penalties for the various special licenses issued by the Department.

#### **R12-4-410.** Aquatic Wildlife Stocking Permit

This Section prescribes the application requirements, procedures, authorized activities, restrictions, and operating requirements for the open system aquatic wildlife stocking permit, protecting existing aquatic wildlife resources.

## R12-4-411. Live Bait Dealer's License

This Section prescribes the application requirements, procedures, authorized activities, restrictions, and operating requirements for using imported aquatic wildlife in a commercial operation for live bait, while conserving the natural diversity of the state's aquatic wildlife resources.

### R12-4-412. Special License Fees

This Section prescribes fees and fee requirements for special licenses offered by the Department, within statutory confines, to meet Department operating expenditures and wildlife conservation.

## **R12-4-413.** Private Game Farm License

This Section prescribes the application requirements, procedures, authorized activities, restrictions, and operating requirements for private game farms, thus allowing the commercial farming of wildlife.

# **R12-4-414.** Game Bird Shooting Preserve License

This Section prescribes the application requirements, procedures, authorized activities, restrictions, and operating requirements for businesses where certain pen-reared wildlife may be propagated, sold, and released for hunting purposes.

## **R12-4-415.** Game Bird Field Trial License

This Section prescribes the application requirements, procedures, authorized activities, restrictions, and operating requirements for the purpose of conducting a competition to test the performance of hunting dogs in a field trial event.

### **R12-4-416.** Game Bird Field Training Permit

This Section prescribes the application requirements, procedures, authorized activities, restrictions, and operating requirements for the release and take of pen-reared game birds used to train a dog or raptor to hunt.

# **R12-4-417.** Wildlife Holding License

This Section prescribes the application and documentation requirements, procedures, authorized activities, restrictions, and operating requirements for lawfully holding wildlife for the purpose of education, commercial photography, or the advancement of science, while ensuring the well-being of wildlife without posing a threat to wildlife or public safety.

# **R12-4-418.** Scientific Collecting Permit

This Section prescribes the application and documentation requirements, procedures, authorized activities, restrictions, license agent specifications, operating requirements, and allowable exemptions for a scientific collecting license issued for the purpose of protecting wildlife resources.

## **R12-4-419.** Game Bird Hobby License

This Section prescribes the application requirements, procedures, authorized activities, restrictions, and operating requirements for activities related to pen-reared game birds for personal, non-commercial use only.

### **R12-4-420.** Zoo License

This Section prescribes the application and documentation requirements, procedures, authorized activities, restrictions, and operating requirements for a commercial facility, open to the public, where the principal business is holding wildlife in captivity for exhibition purposes in an effort to

protect resident wildlife resources and public safety.

## R12-4-421. Wildlife Service License

This Section prescribes the application and documentation requirements, procedures, authorized activities, restrictions, and operating requirements for private business that captures, transports, and relocates furbearing, predatory, or nongame wildlife that is causing a nuisance, property damage, or posing a threat to the health or life of any human being, or the well-being of wildlife.

#### R12-4-422. Sport Falconry License

This Section prescribes the application and documentation requirements, procedures, authorized activities, restrictions, and operating requirements for licenses, in compliance with federal standards, regulating taking, possession and transportation of raptors covered under the Migratory Bird Treaty Act in Sport Falconry.

#### R12-4-423. Wildlife Rehabilitation License

This Section prescribes the application and documentation requirements, procedures, authorized activities, restrictions, and operating requirements for rehabilitators who care for wildlife without commercial benefit.

# R12-4-424. White Amur Stocking and Holding License

This Section prescribes the application and documentation requirements, procedures, authorized activities, restrictions, and operating requirements for the closed aquatic system possession of triploid white amur (a nonnative grass carp) designed to protect aquatic wildlife resources.

# R12-4-425. Restricted Live Wildlife Lawfully Possessed Without License or Permit Before the Effective Date of Article 4 or Any Subsequent Amendments

This Section authorizes the continued possession of lawfully possessed wildlife and the continued use of that wildlife, provided the individual is in possession of notarized documentation or has notified the Department in writing of the wildlife and its possession.

## R12-4-426. Possession of Primates

This Section prohibits the sale or import of infant non-human primates; establishes the lawful activities and disease testing, containment, transportation, reporting requirements for the possession of non-human primates designed to protect the health, safety, and welfare of the general public; and prescribes the laboratory testing requirements should a bite or other incident that exposes humans to potential pathogenic organisms occur.

# R12-4-427. Exemptions from Requirements to Possess a Wildlife Rehabilitation License

This Section authorizes an individual to take and temporarily possess orphaned, injured, or sick wildlife for rehabilitation purposes when the individual is unlicensed or there is no open season allowing take or collection.

#### R12-4-428. Captivity Standards

This Section prescribes the minimum captivity standards for the humane treatment of live wildlife collected or possessed by special license or permit.

# R12-4-429. Expired

# R12-4-430. Importation, Handling, and Possession of Cervids

This Section prescribes the importation, handling, and possession requirements for captive cervids designed to prevent the transmission of disease from captive cervids into the wild population.

# **ARTICLE 5. BOATING AND WATER SPORTS**

#### **R12-4-501.** Boating and Water Sports Definitions

This Section provides definitions and explanations for terms used throughout A.A.C. Title 12,

Chapter 4, Article 5 to aid in understanding the objective of the Article 5 rules.

# **R12-4-502.** Application for Watercraft Registration

This Section prescribes the application and documentation requirements and procedures for watercraft registration in Arizona; allowing the legal owner to register a boat, thus preventing the unlawful registration by another person.

## R12-4-503. Renewal of Watercraft Registration

This Section prescribes the procedures for renewal and early renewal of watercraft registration.

# R12-4-504. Staggered Watercraft Registration Schedule; Penalty for Late Registration

This Section establishes a monthly watercraft registration and the late penalty fee when a watercraft registration is not renewed by its associated expiration date.

#### **R12-4-505.** Hull Identification Numbers

This Section establishes hull identification number requirements prior to the issuance of a watercraft registration.

## R12-4-506. Invalidation of Watercraft Registration

This Section prescribes the criteria used by the Department to invalidate watercraft registration obtained by fraud or misrepresentation, the authority to order the return of the invalid certificate and decals, and prevent the registration renewal or transfer of the invalid watercraft until the reason for invalidity has been corrected or no longer exists.

# R12-4-507. Transfer of Ownership of an Abandoned or Unreleased Watercraft

This Section prescribes the procedures and requirements for the transfer of ownership of watercraft that is abandoned or for which there is no release of interest from the registered owner. This Section also protects the interest of the legally registered owner by preventing the registration of a stolen watercraft to another person.

# R12-4-508. New Watercraft Exchanges

This Section prescribes the criteria under which the Department may issue a no fee replacement of a watercraft registration when a new watercraft is returned to and replaced by the seller.

# R12-4-509. Watercraft Agents

This Section prescribes the procedures and requirements for the registration of new watercraft by watercraft agents, an invaluable service to the purchaser of a new watercraft that also aids in the reduction of the Department workload, while protecting revenues collected.

#### R12-4-510. Refunds for Renewals

This Section authorizes the Department to issue a refund for the renewal of a watercraft when an individual erroneously paid twice for the same renewal or has paid to renew the registration for a watercraft they no longer own.

# **R12-4-511.** Personal Flotation Devices

This Section prescribes the type and category requirements for personal flotation devices aboard watercraft.

# R12-4-512. Fire Extinguishers Required for Watercraft

This Section prescribes the requirements and exemptions for the possession of fire extinguishers onboard watercraft.

## R12-4-513. Watercraft Accident and Casualty Reports

This Section prescribes reporting requirements for operators or owners of watercraft involved in an accident.

#### **R12-4-514.** Liveries

This Section establishes identification requirements for watercraft owned by a livery and without a certificate of number.

# R12-4-515. Display of Numbers and Decals

This Section prescribes the requirements and methods for display of the assigned number and the current annual decals, which aids in identifying the watercraft and the owner of the watercraft.

#### R12-4-516. Watercraft Sound Level Restriction

This Section prescribes sound level restrictions for watercraft and provides the types of sound level tests used by the Department to measure watercraft sound levels.

# **R12-4-517.** Watercraft Motor and Engine Restrictions

This Section restricts the use of watercraft engines on specified bodies of water to aid in the protection and conservation of aquatic resources.

## **R12-4-518. Regattas**

This Section establishes the Department's authority to enforce the requirements of Coast Guard regatta permits.

# R12-4-519. Reciprocity

This Section establishes the time-period during which a nonresident owner may operate a watercraft currently registered in another state within this state without obtaining an Arizona registration.

# R12-4-520. Arizona Uniform State Waterway Marking System

This Section prescribes the state's standards for regulatory markers and aids to navigation as established in the U.S. Coast Guard's Code of Federal Regulations as required under A.R.S. §§ 5-361 and 5-311(B).

## R12-4-521. Placing or Tampering with Regulatory Markers or Aids to Navigation

This Section prohibits an individual from placing or mooring to any regulatory marker or aid to navigation without the authorization of the governmental agency or private interest having jurisdiction over such waters.

# R12-4-522. Establishment of Controlled-Use Markers

This Section establishes the criteria for controlling use and prescribes the requirements for proper notification of the controlled-use restriction markers.

# R12-4-523. Controlled Operation of Watercraft

This Section requires compliance with controlled-use markers and specifies the exemptions allowed for the conduct of official duties and for permitted regatta events, within lawful confines.

#### R12-4-524. Water Skiing

This Section establishes that the operator of a watercraft is responsible for ensuring that the observer of a water skier is at least 12 years of age and physically and mentally competent to act as an observer.

# R12-4-525. Watercraft Certificate of Number, Numbers, and Decal Revocation

This Section prescribes the administrative procedures for the revocation of the certificate of number, numbers and decals for all watercraft owned and registered in this state upon notice of a conviction of the owner for violation of A.R.S. § 5-391(F) and (G).

# R12-4-526. Unlawful Mooring

This Section establishes the criteria used by the Department to determine unlawful mooring.

#### R12-4-527. Transfer of Ownership of a Towed Watercraft

This Section defines the term "towed watercraft" and prescribes the application, documentation, procedural, and reporting requirements that enable a towing company to transfer of ownership of an abandoned towed watercraft as a way to recoup costs of the tow.

## R12-4-528. Watercraft Checkpoints

This Section authorizes the Department to establish checkpoints and prescribes the actions an individual may be required to perform upon encountering these checkpoints or when stopped at a checkpoint.

# R12-4-529. Nonresident Boating Safety Infrastructure Fee; Proof of Payment; Decal

This Section establishes how a person, subject to the requirements established under A.R.S. §§ 5-326 and 5-327, shall carry and display proof of payment of the Nonresident Boating Safety Infrastructure Fee and the manner in which the nonresident watercraft owner shall affix the Nonresident Boating Safety Infrastructure Decal to their watercraft.

R12-4-530.	Reserved
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**R12-4-531.** Reserved

**R12-4-532.** Reserved

**R12-4-533.** Reserved

**R12-4-534.** Reserved

**R12-4-535.** Reserved

**R12-4-536.** Reserved

**R12-4-537.** Reserved

**R12-4-538.** Reserved

**R12-4-539.** Reserved

**R12-4-540.** Reserved

**R12-4-541.** Repealed

**R12-4-542.** Repealed

**R12-4-543.** Repealed

**R12-4-544.** Repealed

**R12-4-545.** Repealed

# **ARTICLE 6. RULES OF PRACTICE BEFORE THE COMMISSION**

#### R12-4-601. Petition for Rule or Review of Practice or Policy

This Section establishes the form and manner a person, organization, or agency shall use when petitioning the Arizona Game and Fish Commission for rulemaking.

#### **R12-4-602.** Written Comments on Proposed Rules

This Section establishes the procedures for the proper submission of written comments regarding proposed rulemaking.

# **R12-4-603.** Oral Proceedings Before the Commission

This Section establishes a uniform process and standards of conduct for all oral proceedings held before the Arizona Game and Fish Commission.

#### R12-4-604. *Ex parte* communication.

This Section identifies the prohibited conduct in a contested matter or proceeding before the Arizona Game and Fish Commission and the consequences for violating the rule.

# R12-4-605. Standards for Revocation, Suspension, or Denial of a License

This Section prescribes the standards for hearings where the Commission may revoke, suspend, or deny hunting, fishing, and trapping licenses; to deny the privilege to obtain future licenses for an individual who is convicted for violating specific offenses prescribed under A.R.S. § 17-340.

# R12-4-606. Proceedings for License Revocation, Suspension, or Denial of Right to Obtain License, and Civil Damages

This Section prescribes the Commission's practices and proceedings for the revocation or suspension of hunting, fishing, and trapping licenses; to deny the privilege to obtain future licenses; and to order civil assessments for the unlawful take or possession of wildlife.

### **R12-4-607.** Rehearing or Review of Commission Decisions

This Section prescribes requirements necessary for compliance with the Administrative Procedure Act.

## **R12-4-608.** Expired

# R12-4-609. Commission Orders

This Section establishes the procedures for the adoption of Commission Orders.

# R12-4-610. Petitions for the Closure of State or Federal Lands to Hunting, Fishing, Trapping, or Operation of Motor Vehicles

This Section prescribes the manner and form to be used for petitioning the Commission for the closure of state or federal lands.

# R12-4-611. Petition for a Hearing Before the Commission When no Remedy is Provided in Statute, Rule, or Policy

This Section prescribes the procedures for requesting a Commission hearing when no administrative remedy exists in statute, rule, or policy.

## **ARTICLE 7. HERITAGE GRANTS**

#### **R12-4-701.** Heritage Grant Definitions

This Section provides definitions and explanations for terms used throughout A.A.C. Title 12, Chapter 4, Article 7 to aid in understanding the objective of the Article 7 rules.

#### **R12-4-702.** General Provisions

This Section establishes the general requirements common to all Heritage Grant categories.

# R12-4-703. Heritage Grant Program Funds

This Section prescribes the different Heritage Grant Fund Programs and the provisions specific to each grant fund program.

#### **R12-4-704.** Grant Applications

This Section prescribes application and documentation procedures for Heritage Grants.

## R12-4-705. Review of Proposals

This Section establishes the criteria for review and modification of Heritage Grant proposals.

#### R12-4-706. State Historic Preservation Office Review

In compliance with A.R.S. §§ 41-861 through 41-864, this Section clarifies the State Historic Preservation Office shall review of project proposal before the Department may release any grant funds.

### R12-4-707. Grant Agreement

This Section establishes the minimum stipulations that shall be contained in the grant agreement.

# **R12-4-708.** Reporting and Recordkeeping Requirements

This Section establishes the reporting and recordkeeping requirements for all Heritage Grant participants.

#### ARTICLE 8. WILDLIFE AREAS AND DEPARTMENT PROPERTY

#### **R12-4-801.** General Provisions

This Section prescribes the criteria used to identify lands that qualify as wildlife areas.

## R12-4-802. Wildlife Area and Other Department Managed Property Restrictions

This Section establishes land use restrictions for each wildlife area and prescribes how public access to wildlife areas may be restricted or closed to entry.

## R12-4-803. Wildlife Area and Other Department Managed Property Boundary Descriptions

This Section describes the geographical boundaries of the wildlife areas.

## **R12-4-804.** Public Solicitation or Event on Department Property

This Section prescribes the procedures for requesting the use of Department property for public solicitation or event.

## ARTICLE 9. ARIZONA WILDLIFE CONSERVATION FUND GRANTS

## R12-4-901. Definitions

This Section provides definitions and explanations for terms used throughout A.A.C. Title 12, Chapter 4, Article 9 to aid in understanding the objective of the Article 9 rules.

#### R12-4-902. General Provisions

This Section establishes the general requirements common to all Arizona Wildlife Conservation Fund Grants.

# R12-4-903. Grant Application

This Section prescribes application and documentation procedures for Arizona Wildlife Conservation Fund Grants.

## R12-4-904. Review of Proposals

This Section establishes the criteria for review and modification of Arizona Wildlife Conservation Fund Grants.

#### R12-4-905. Grant Agreement

This Section establishes the minimum stipulations that shall be contained in the grant agreement.

# **R12-4-906.** Reporting and Recordkeeping Requirements

This Section establishes the reporting and record requirements for all Arizona Wildlife Conservation Fund Grant participants.

#### ARTICLE 11. AQUATIC INVASIVE SPECIES

#### R12-4-1101. Definitions

This Section provides definitions and explanations for terms used throughout A.A.C. Title 12, Chapter 4, Article 11 to aid in understanding the objective of the Article 11 rules.

## R12-4-1102. Aquatic Invasive Species; Prohibitions; Inspection, Decontamination Protocols

This Section establishes prohibitions for the possession, importation, shipping, and transporting of designated aquatic invasive species; inspection requirements; and decontamination protocols designed to prevent the spread of aquatic invasive species.

# **SUBSTANTIVE POLICY STATEMENTS**

## SP.001-I2.I. Races, Rallies, Enduros

This Substantive Policy Statement informs the public of the Department's policy and procedure for monitoring activities involving all terrain motor powered vehicles that may affect wildlife or create conflicts among competing users of the land resource.

# SP.003-A2.2. Land Use Agreements on Commission Property

This Substantive Policy Statement informs the public of the Department's policy for leasing of Commission lands.

### SP.005-A2.32 Heritage Program Expenditures

This Substantive Policy Statement informs the public of the Department's policy and procedure for management of Heritage Funds; accomplished through the Department's agency-wide Comprehensive Management System (CMS), which is designed to integrate human dimensions and financial considerations into managing Arizona's wildlife.